



LR

AP

March 24, 2008

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U. S. Patent Application Serial No. 10/734,461
"METHOD AND DEVICE FOR PREVENTING PETS FROM CLAWING
HOME FURNISHINGS"
Atty. Docket: 31960.0104

Sir:

Enclosed for filing are the following documents:

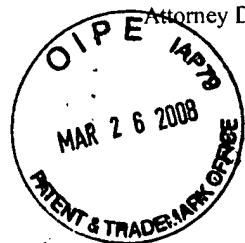
- 1) Notice of Appeal;
- 2) Transmittal letter (in duplicate);
- 3) Check in the amount of \$5.00.00;
- 4) Certificate of Mailing by First Class Mail; and
- 5) A postcard receipt.

The Commissioner is hereby authorized to charge any underpayment of fees, or credit any overpayment, to Deposit Account No. 50-2225.

Very truly yours,

George "Russ" Schultz

GRS:slc
Enclosures



Attorney Docket: 31960.0104

PATENT
Ser. No. 10/734,461

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: PEMBERTON, ET AL.

Serial No.: 10/734,461

Filed: 12/12/2003

Title: METHOD AND DEVICE FOR PREVENTING PETS FROM CLAWING
HOME FURNISHINGS

Examiner: Mark A. Osele

Art Unit: 1734

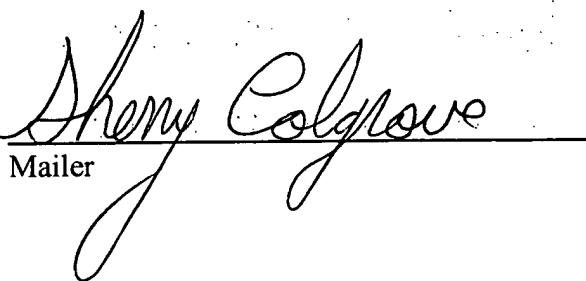
MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

The undersigned hereby certifies that the following documents:

- 1) Notice of Appeal;
- 2) Transmittal letter (in duplicate);
- 3) Check in the amount of \$5.00.00;
- 4) Certificate of Mailing by First Class Mail; and
- 5) A postcard receipt.

relating to the above application, were deposited as first class mail with the United States Postal Service, addressed to MAIL STOP AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on **March 24, 2008**.



Sherry Colgrove
Mailer



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of: PEMBERTON, ET AL.

Serial No.: 10/734,461

Filed: 12/12/2003

Title: METHOD AND DEVICE FOR PREVENTING PETS FROM CLAWING
HOME FURNISHINGS

Examiner: Mark A. Osele

Art Unit: 1734

MAIL STOP AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Final Rejection dated December 27, 2008, in which the Examiner finally rejected claims 1-3.

This Notice of Appeal is accompanied by a check in the amount of \$5.00, (\$255 for the statutory fee for filing a Notice of Appeal for a small entity less the previously paid \$250 statutory fee for filing a Notice of Appeal for a small entity submitted on January 16, 2007). The Commissioner is hereby authorized to charge any additional fee due in connection with the filing of this paper or credit any overpayment to the Schultz & Associates, P.C. Deposit Account No. 50-2225.

03/26/2008 WABDEL1 00000018 10734461
 01 FC:2401 255.00 OP

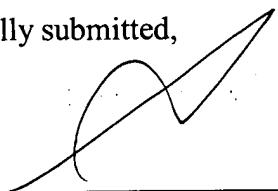
03/26/2008 WABDEL1 00000024 10734461
 01 FC:2401 255.00 OP

Adjustment date: 03/26/2008 WABDEL1
 01/23/2007 Adjustment 00000005 10734461
 -255.00 OP

Adjustment date: 03/26/2008 WABDEL1
 03/19/2009-FEEPAF1-00000096 10734461
 -250.00 OP
 01 FC:2402

Dated March 24, 2008.

Respectfully submitted,


George R. Schultz
Registration No. 35,674

SCHULTZ & ASSOCIATES, P.C.
One Lincoln Centre
5400 LBJ Freeway, Suite 1200
Dallas, Texas 75240
Telephone: 214-210-5940
Facsimile: 214-210-5941